

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
NORFOLK DIVISION

OPEN TEXT S.A.,)
)
Plaintiff,))
)
v.) Case No. 2:13-CV-00320-AWA-LRL
)
ALFRESCO SOFTWARE LTD; ALFRESCO) JURY TRIAL DEMANDED
SOFTWARE, INC.; and CARAHSOFT)
TECHNOLOGY CORPORATION,)
)
Defendants.))
)
)

**DEFENDANTS' MOTION TO DISMISS PLAINTIFF'S FIRST AND SECOND CAUSES
OF ACTION FOR FAILURE TO STATE A CLAIM**

Pursuant to Federal Rule of Civil Procedure 12(b)(6) and § 101 of the Patent Act,

Defendants Alfresco Software Ltd., Alfresco Software, Inc., and Carahsoft Technology Corporation (collectively, "Defendants") respectfully move the Court to dismiss Plaintiff's first and second causes of action for failure to state a claim. The grounds and reasons for granting this relief are stated with particularity in the accompanying memorandum of law and supporting exhibits.

A Proposed Order granting the requested relief is attached hereto as **Exhibit A** for the Court's convenience.

Dated: August 1, 2013

Respectfully submitted,

/s/ Stephen E. Noona

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CERTIFICATE OF SERVICE

I hereby certify that on August 1, 2013, I will electronically file the foregoing with the Clerk of the Court using the CM/ECF system, which will send a notification of such filing (NEF) to the following:

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